

BEFORE THE
OFFICE OF ADMINISTRATIVE HEARINGS
STATE OF CALIFORNIA

In the Matter of:

CHINO VALLEY UNIFIED SCHOOL
DISTRICT,

v.

PARENT ON BEHALF OF STUDENT.

OAH CASE NO. 2011030935

ORDER DENYING STUDENT'S
REQUEST FOR CONTINUANCE

On May 9, 2011, Student filed a request to continue the due process hearing dates in this matter. Student included no information explaining the basis of his request for continuance.

A due process hearing must be conducted and a decision rendered within 45 days of receipt of the due process notice unless an extension is granted. (34 C.F.R. § 300.515(a); Ed. Code, §§ 56502, subd. (f), 56505, subd. (f)(3).) Speedy resolution of the due process hearing is mandated by law and continuance of the hearing may be granted only upon a showing of good cause. (Ed. Code, § 56505, subd. (f)(3).) In ruling upon a motion for continuance, OAH is guided by the provisions found within the Administrative Procedure Act and the California Rules of Court that concern motions to continue. (Cal. Code Regs., tit. 1, § 1020; Cal. Rules of Court, rule 3.1332 .) Generally, continuances of matters are disfavored. (Cal. Rules of Court, rule 3.1332(c).)

OAH has reviewed Student's request, and the request is denied, as Student made no showing of good cause to warrant a continuance of the due process hearing. As such, all hearing dates are confirmed and shall proceed as calendared.

IT IS SO ORDERED.

Dated: May 09, 2011

/s/

CARLA L GARRETT
Administrative Law Judge
Office of Administrative Hearings